



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Timothy C. Cook et al.

Title: ADJUSTABLE IMPLANTABLE GENITOURINARY DEVICE

Docket No.: 825.002US4

Filed: September 26, 2003

Examiner: Unknown

Serial No.: 10/673028

Due Date: N/A

Group Art Unit: 3732

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

We are transmitting herewith the following attached items (as indicated with an "X"):

- ☒ A return postcard.
- ☒ A Communication Concerning Co-Pending Applications (1 pg.).
- ☒ A Supplemental Information Disclosure Statement (2 pgs.), Form 1449 (1 pg.), and copies of 5 Foreign Patent Documents.

If not provided for in a separate paper filed herewith, Please consider this a **PETITION FOR EXTENSION OF TIME** for sufficient number of months to enter these papers and please charge any additional fees or credit overpayment to Deposit Account No. 19-0743.

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.  
Customer Number 21186

By: Ty E. Bianchi  
Atty: Timothy E. Bianchi  
Reg. No. 39,610

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 7th day of May, 2004.

Judith Dent  
Name

Judith Dent  
Signature

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.  
(GENERAL)



S/N 10/673028

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Timothy C. Cook et al.

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Serial No.: 10/673028

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Title: ADJUSTABLE IMPLANTABLE GENITOURINARY DEVICE

COMMUNICATION CONCERNING RELATED APPLICATION(S)

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Applicants would like to bring to the Examiner's attention the following related application(s)  
in the above-identified patent application:

<u>Serial/Patent No.</u>	<u>Filing Date</u>	<u>Attorney Docket</u>	<u>Title</u>
09/561551 WO-0066030A1	April 28, 2000	825.005US1	METHOD AND APPARATUS FOR ADJUSTABLE SLING FOR TREATMENT OF URINARY STRESS INCONTINENCE
10/167563 US2002/0156342A1	June 11, 2002	825.007US2	APPARATUS AND METHOD FOR INSERTING AN ADJUSTABLE IMPLANTABLE GENITOURINARY DEVICE
10/429924 US2004/0015045A1	May 5, 2003	825.006US2	APPARATUS AND METHOD FOR INSERTING AN ADJUSTABLE IMPLANTABLE GENITOURINARY DEVICE

Respectfully submitted,

TIMOTHY C. COOK ET AL.

By Applicants' Representatives,

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.  
P.O. Box 2938  
Minneapolis, MN 55402  
(612) 373-6912

Date

May 6, 2004

By

Timothy E. Bianchi  
Reg. No. 39,610

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 15 day of May, 2004.

Name

Indeth Dent

Signature

Indeth Dent



S/N 10/673028

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant:	Timothy C. Cook et al.	Examiner:	Unknown
Serial No.:	10/673028	Group Art Unit:	3732
Filed:	September 26, 2003	Docket:	825.002US4
Title:	ADJUSTABLE IMPLANTABLE GENITOURINARY DEVICE		

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**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

In compliance with the duty imposed by 37 C.F.R. § 1.56, and in accordance with 37 C.F.R. §§ 1.97 *et. seq.*, the enclosed materials are brought to the attention of the Examiner for consideration in connection with the above-identified patent application. Applicants respectfully request that this Supplemental Information Disclosure Statement be entered and the documents listed on the attached Form 1449 be considered by the Examiner and made of record. Pursuant to the provisions of MPEP 609, Applicants request that a copy of the 1449 form, initialed as being considered by the Examiner, be returned to the Applicants with the next official communication.

Pursuant to 37 C.F.R. §1.97(b), it is believed that no fee or statement is required with the Supplemental Information Disclosure Statement. However, if an Office Action on the merits has been mailed, the Commissioner is hereby authorized to charge the required fees to Deposit Account No. 19-0743 in order to have this Supplemental Information Disclosure Statement considered.

The present application is either a U.S. national patent application filed after June 30, 2003 or an international application that entered the national stage under 35 U.S.C. § 371 after June 30, 2003. Thus, Applicant believes that the U.S. Patent & Trademark Office has waived the requirement under 37 C.F.R. 1.98 (a)(2)(i) for submitting a copy of each cited U.S. patent and each U.S. patent application publication. The waiver is provided in a pre-OG notice from the U.S. Patent & Trademark Office entitled "Information Disclosure Statements May Be Filed Without Copies of U.S. Patents and Published Applications in Patent Applications filed after June 30, 2003" and dated July 11, 2003. Applicant acknowledges the requirement to submit copies of foreign patent documents and non-patent literature in accordance with 37 C.F.R. 1.98(a)(2).

The Examiner is invited to contact the Applicants' Representative at the below-listed telephone number if there are any questions regarding this communication.

Respectfully submitted,

TIMOTHY C. COOK ET AL.

By their Representatives,

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.  
P.O. Box 2938  
Minneapolis, MN 55402  
(612) 373-6912

Date May 6, 2004

By [Signature]  
Timothy E. Bianchi  
Reg. No. 39,610

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 7th day of May, 2004.

Judith Dent  
Name

[Signature]  
Signature

Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)



Complete if Known

Application Number	10/673028
Filing Date	September 26, 2003
First Named Inventor	Cook, Timothy
Group Art Unit	3732
Examiner Name	Unknown

Sheet 1 of 1

Attorney Docket No: 825.002US4

**US PATENT DOCUMENTS**

Examiner Initial *	USP Document Number	Publication Date	Name of Patentee or Applicant of cited Document	Class	Subclass	Filing Date If Appropriate
	US-2002/0156342A1	10/24/2002	Burton, et al.	600	29	06/11/2002
	US-2004/0015045A1	01/22/2004	Burton, et al.	600	30	05/05/2003
	US-4,019,499	04/26/1977	Fitzgerald, Martin B.	128	1R	04/22/1976
	US-4,669,478	06/02/1987	Robertson, Jack R.	128	630	03/21/1985
	US-4,784,660	11/15/1988	Fischell, Robert E.	623	14	02/24/1986
	US-4,857,041	08/15/1989	Annis, D., et al.	600	30	05/07/1987
	US-4,938,760	07/03/1990	Burton, John H., et al.	600	29	03/29/1989
	US-4,969,892	11/13/1990	Burton, John H., et al.	606	218	03/09/1990
	US-5,041,136	08/20/1991	Wascher, U., et al.	623	12	10/27/1989
	US-5,154,187	10/13/1992	Brownlee, Merrel	128	888	11/12/1991
	US-5,518,504	05/21/1996	Polyak, Mark	623	14	12/28/1993
	US-5,520,700	05/28/1996	Beyar, Mordechai, et al.	606	139	11/10/1993
	US-5,749,826	05/12/1998	Faulkner, James W.	600	29	11/06/1996
	US-5,938,669	08/17/1999	Klaiber, C., et al.	606	157	04/07/1998
	US-6,021,781	02/08/2000	Thompson, R. et al.	128	898	03/18/1998
	US-6,039,686	03/21/2000	Kovac, S. R.	600	30	07/08/1998
	US-6,042,536	03/28/2000	Tihon, Claude, et al.	600	37	08/13/1998
	US-6,050,937	04/18/2000	Benderev, Theodore V.	600	37	09/21/1998
	US-6,053,935	04/25/2000	Brenneman, R., et al.	606	232	11/08/1996
	US-6,095,969	08/01/2000	Karram, Mickey, et al.	600	31	03/03/1998
	US-6,099,547	08/08/2000	Gellman, Barry N., et al.	606	198	02/13/1998
	US-6,110,101	08/29/2000	Tihon, Claude, et al.	600	37	03/23/1999
	US-6,117,067	09/12/2000	Gil-Vernet, Jose M.	600	30	08/11/1998
	US-6,579,224	06/17/2003	Burton et al.	600	30	10/11/1999
	US-6,645,138	11/11/2003	Cook et al.	600	30	06/11/2002

**FOREIGN PATENT DOCUMENTS**

Examiner Initials*	Foreign Document No	Publication Date	Name of Patentee or Applicant of cited Document	Class	Subclass	T <sup>2</sup>
	EP-0639355	08/21/1993	Rull, Johann	A61F	2/00	
	EP-0941712	08/10/1998	Vila, Jose G.	A61F	2/00	
	WO-00/18319	04/06/2000	Pretorius, Johannes J.	A61F	2/00	
	WO-00/66030A1	11/09/2000	Cook et al.	A61F	2/00	
	WO-96/01597	01/25/1996	Timm, Gerald W.	A61F	2/00	

**OTHER DOCUMENTS -- NON PATENT LITERATURE DOCUMENTS**

Examiner Initials*	Cite No <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
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EXAMINER

DATE CONSIDERED

Substitute Disclosure Statement Form (PTO-1449)

\* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 1 Applicant's unique citation designation number (optional) 2 Applicant is to place a check mark here if English language Translation is attached